## UNITED STATES DISTRICT COURT DISTRICT OF NEW JERSEY

CENTER FOR ORTHOPEDICS AND SPORTS MEDICINE,

Plaintiff,

v.

HORIZON; ABC BENEFIT PLANS 1-10; and JOHN/JANE DOES INC./LLC 1-10,

Defendants.

Civil No.: 13-1963 (KSH) (CLW)

<u>Order</u>

Upon consideration of the parties' cross motions for summary judgment, for the reasons set forth in the opinion filed herewith,

**IT IS** on this 30th day of September, 2015, hereby

**ORDERED** that defendant's motion for summary judgment [D.E. 18] is granted, and it is further

**ORDERED** that plaintiff's motion for summary judgment [D.E. 21] is denied.

/s/ Katharine S. Hayden Katharine S. Hayden, U.S.D.J.